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Government of Kerala
1975

Reg. No. KL/TV/12.

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Wednesday, 7th May 1975 / 17th Vaisakha 1897 [No. 224

GOVERNMENT OF KERALA

Agriculture Department

ERRATUM NOTIFICATION

No. 12325/FS.1/75/AD. *Dated, Trivandrum, 2nd May 1975.*

In the Kerala Private Forests (Vesting & Assignment) Rules, 1974.—

1. In rule 2 (b), *for* the word 'request' *read* 'bequest';
2. In rule 2 (f), *for* the words 'not less than.................... hectares *read* "not less than 100 hectares."

By order of the Governor,

T. R. Sukumaran Nair,
Additional Secretary.

Explanatory Note

(This is not part of the notification but is intended to show its purport).

In the Kerala Private Forests (Vesting & Assignment) Rules, 1974 published as S. R. O. No. 1/75 dated 2nd January 1975 in rule 2 (b) the word 'request' has been wrongly printed for bequest. The mistake has to be corrected. The extent of the compact block has to be fixed in rule 2 (f) as 100 hectares. The notification is issued to achieve this objectives.

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33/1516/M.C.

Government of Kerala
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EXTRAORDINARY

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Vol. XX] **Trivandrum, Wednesday, 7th May 1975 / 17th Vaisakha 1897** [No. 225

GOVERNMENT OF KERALA

Public Works (D) Department

ERRATUM TO DECLARATION

No. 14772/D1/75/PW. *Dated, Trivandrum, 30th April 1975.*

The schedule in the Declaration No. 5816/D1/73/PW, dated 23-2-1973 published by the Government of Kerala at pages 6 and 7 of the Kerala Gazette Extraordinary No. 149 dated 23-2-1973 relating to the acquisition of land for the N. H. 47 from the village of Panmana in Karunagappally Taluk may be read as corrected below:

കരുനാഗപ്പള്ളി താലൂക്കിൽ പന്മന വില്ലേജിൽ നിന്നും നാഷണൽഹൈവേ 47-ന്റെ ആവശ്യത്തിനുവേണ്ടി ഭൂമി പൊന്നുംവിലയ്ക്കെടുക്കുന്നതു സംബന്ധിച്ച് കേരളാഗവൺമെന്റ് 23-2-1973-ലെ 5816/D1/73/PW. എന്ന നമ്പരായി 23-2-1973-ലെ 149-ാം നമ്പർ കേരള അസാധാരണ ഗസററിൽ ആറും, ഏഴും പേജുകളിൽ പ്രസിദ്ധപ്പെടുത്തിയിരുന്ന വിജ്ഞാപനത്തിലെ വസ്തുവിവരം കീഴ്ക്കാണും പ്രകാരം തിരുത്തി വായിക്കേണ്ടതാണ്:

For:	*Read:*
Sy. No. 8151 B/2	*Sy. No.* 8152 B/2

By order of the Governor,

C. M. NARAYANAN,
Deputy Secretary to Government.

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GOVERNMENT OF KERALA

Law (H) Department

NOTIFICATION

No. 8383-H2/73/Law. *Dated, Trivandrum, 7th May, 1975/ 17th Vaisakha, 1897.*

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 6th day of May, 1975.

By order of the Governor,

M. Sekharan,
Law Secretary.

PRINTED AND PUBLISHED BY THE S.C.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1975.

33/1521/MC

ACT 12 OF 1975

THE KERALA PLANTATION TAX (AMENDMENT) ACT, 1975

An Act further to amend the Kerala Plantation Tax Act, 1960.

Preamble.—WHEREAS it is expedient further to amend the Kerala Plantation Tax Act, 1960, for the purposes hereinafter appearing;

BE it enacted in the Twenty-sixth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Kerala Plantation Tax (Amendment) Act, 1975.

2. *Amendment of section* 3.—In section 3 of the Kerala Plantation Tax Act, 1960 (17 of 1960) (hereinafter referred to as the principal Act), for sub-section (3), the following sub-section shall be substituted, namely:—

"(3) (a) The assessing authority may, at any time, *suo motu* revise the extent of plantations held by an assessee determined under section 5, after affording him a reasonable opportunity of being heard.

(b) The assessing authority shall, on application by an assessee, revise the extent of plantations held by him determined under section 5, if it is proved to the satisfaction of the assessing authority that circumstances exist for revising the extent of plantations held by that assessee.

(c) An application under clause (b) shall be in the prescribed form and shall be verified in the prescribed manner.

(d) Where the extent of plantations has been revised under clause (a) or clause (b), the plantation tax payable thereon shall be assessed on the basis of the revised extent.".

3. *Insertion of new section* 25A.—After section 25 of the principal Act, the following section shall be inserted, namely:—

"25A. *Appearance by authorised representative.*—(1) Any assessee who is entitled or required to attend before any assessing authority or appellate authority or the Board of Revenue in connection with any proceeding under this Act, otherwise than when required under section 12 to attend personally for examination on oath or affirmation, may, subject to the other provisions of this section, attend by an authorised representative.

(2) For the purposes of this section, "authorised representative" means a person authorised by the assessee in writing to appear on his behalf, being—

(a) a person related to the assessee in any manner or a person regularly employed by the assessee; or

(b) any officer of a Scheduled Bank with which the assessee maintains a current account or has other regular dealings; or

(c) any legal practitioner who is entitled to practise in any civil court in India; or

(d) an accountant; or

(e) an income-tax practitioner or a salestax practitioner.

Explanation.—In this section,—

(i) "Scheduled Bank" means a Bank included in the Second Schedule to the Reserve Bank of India Act, 1934;

(ii) "accountant" and "income-tax practitioner" have the same meaning as in section 61 of the Agricultural Income-tax Act, 1950 (XXII of 1950);

(iii) "salestax practitioner" means a person possessing the qualifications prescribed for a sales-tax practitioner under the Kerala General Sales Tax Act, 1963 (15 of 1963).".

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KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Law Department

NOTIFICATION

No. 3220/F1/75/Law. *Dated, Trivandrum, 7th May 1975*
17th Vaisakha, 1897

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 6th day of May, 1975.

By order of the Governor,

M. SEKHARAN,
Law Secretary.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1975.

33/1522/MG

ACT 13 OF 1975

THE KERALA ELECTRICITY DUTY (AMENDMENT) ACT, 1975

An Act further to amend the Kerala Electricity Duty Act, 1963.

Preamble.—WHEREAS it is expedient further to amend the Kerala Electricity Duty Act, 1963, for the purpose hereinafter appearing;

BE it enacted in the Twenty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Electricity Duty (Amendment) Act, 1975.

(2) It shall come into force on such date as the Government may, by notification in the Gazette, appoint.

2. *Amendment of Schedule.*—In the Schedule, to the Kerala Electricity Duty Act, 1963 (23 of 1963), in the entry in column (3) against item 4(b), for the figures "20", the figures "30" shall be substituted.

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GOVERNMENT OF KERALA

Local Administration & Social Welfare (C) Department

NOTIFICATION

G.O.MS. 113/75/LA&SWD. *Dated, Trivandrum, 7th May 1975*

S. R. O. No. 387/75.—Whereas in the notification G.O. (M.S.) No. 103/74/LA&SWD dated the 10th May, 1974 issued as S. R. O. No. 328/74 and published in the Kerala Gazette Extraordinary No. 420 dated the 10th May, 1974, the Government, in exercise of the powers conferred by sub-section (1) of Section 43A of the Kerala Municipal Corporations Act, 1961 (30 of 1961) directed the dissolution of the Council of the Corporation of Calicut on and from the noon of the 10th day of May, 1974 and its reconstitution on the noon of the 7th day of November, 1974;

And Whereas in exercise of the powers conferred by the proviso to sub-section (1) of Section 43A of the said Act the Government have directed in Notification No. G.O.MS. 243/74/LA&SWD dated the 5th November, 1974 issued as S. R. O. No. 820/74 and published in the Kerala Gazette Extraordinary No. 759 dated the 5th November, 1974 that the time fixed for the reconstitution of the Council of the Corporation of Calicut shall be extended by a period of Six months from the noon of the 7th day of November, 1974 and the Council be re-constituted on the noon of the 7th day of May, 1975.

AND WHEREAS elections to the Council of the Corporation of Calicut could not be held to enable the new Council to come in to office on 7th May, 1975;

NOW THEREFORE in exercise of the powers conferred by the proviso to sub-section (1) of Section 43A of the Kerala Municipal Corporations Act, 1961 as amended by the Kerala Municipal Corporations (Amendment) Act, 1975 (Act 14 of 1975), the Government of Kerala hereby direct that the time fixed for the reconstitution of the Council of the Corporation of Calicut shall be extended by a further period of six months from the noon of the 7th day of May 1975 and that the Council be reconstituted on the noon of the 7th day of November, 1975.

Under clause (b) of sub-section (3) of Section 43A of the said Act the Government determine that all the functions of the Council and the Mayor shall be exercised and performed by the District Collector, Kozhikode and that all functions of the Deputy Mayor, the Standing Committees and the other Committees of the Corporation of Calicut shall be exercised and performed by the Commissioner, Corporation of Calicut till the reconstitution of the Council.

By order of the Governor,

N. GOPALAKRISHNAN NAIR,
Special Secretary to Government.

Explanatory Note

(This note is not part of the notification but is intended to indicate its general purport).

In notification No. G.O. (MS) 103/74/LA&SWD dated the 10th May 1974 issued as S. R. O. No. 323/74 and published in the Kerala Gazette Extraordinary No. 420 dated the 10th May, 1974, the Government dissolved the Council of the Corporation of Calicut with effect from 10th May 1974 and ordered that the Council be reconstituted on 7th day of November 1974.

Subsequently the time for the reconstitution of the Council was extended for a further period of 6 months from 7th November 1974 and hence the new council has to come into office on the noon of the 7th May 1975. But the election to the council could not be held in time. So it has become imperative to extend the time for the reconstitution of the council. The notification is intended to achieve the above purpose.

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the lands on the expiry of fifteen days from the date of publication of the notice mentioned in sub-section (1) of section 9 of the Act.

A plan of the land is kept in the office of the District Collector, Trichur and may be inspected at any time during office hours.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നതു സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവൃത്തികൾ തന്റെ 31-5-1963-ാം തീയതിയിലെ 2/4/63/Judl.II നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ, ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പു പ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുകാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും;

കേരള ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും 0.0220 Hect. വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി അത് അത്രതന്നെയോ, അതിൽ അൽപ്പം കുറവോ കൂടുതലോ ആയിരുന്നാലും വേണ്ടതില്ല, ഒരു പൊതുകാര്യത്തിന് അതായത് നാഷണൽ ഹൈവെ 47, തൃശ്ശൂർ-കറുകുറ്റിറോഡ് വികസിപ്പിക്കുന്നതിന് ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പുപ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പുപ്രകാരം ഡെപ്യൂട്ടി കളക്റ്റർ (എൽ. എ.), തൃശ്ശൂർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ചു ദിവസം കഴിഞ്ഞാൽ കളക്റ്റർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നും കൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം ഗവൺമെന്റ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തൃശ്ശൂർ ജില്ലാ കളക്റ്റർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അതു പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

District—Trichur.

Taluk—Mukundapuram. Village—Kuringooor-Vadakkummuri.

(The extent given is approximate)

Survey No.	*Description*	*Extent in ares*
113/3-9	Dry	0.0220

By order of the Governor,

C. M. NARAYANAN,

Deputy Secretary to Government.

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